

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rajeev A. JAIN et al.
Title: CONTROLLED RELEASE NANOPARTICULATE
COMPOSITIONS
Appl. No.: 09/337,675
Filing Date: 6/22/1999
Examiner: Susan T. Tran
Art Unit: 1615
Confirmation 9275
Number:

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

RELEVANCE OF EACH DOCUMENT

Attached to the PTO/SB/08 is Notice of Rejection cited in related Japanese Patent Application No. 2001-583733, dated August 26, 2009 and Decision on Rejection in Japanese Patent Application No. 2002-590934, dated August 24, 2009 (referencing the references in the Notice of Rejections dated April 24, 2008). All of the references from these documents are listed on the attached PTO/SB/08, except for Nos. 4-5 of the Record of Prior Art Searches on page 3 of the Notice of Rejections for Japanese Patent Application No. 2002-590934. These references were previously cited in the present application.

Also enclosed are three Office Actions cited by the Examiner(s) in U.S. Patent Application Nos. 10/619,539, 11/979,231, and 10/697,716. The references cited by the Examiner are attached and/or listed on the PTO/SB/08.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

FEE

The fee in the amount of \$180.00 to cover the fee associated with an information disclosure statement under 37 CFR §1.97(c) are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this submission under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date: September 23, 2009

By 

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